THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 24879 of 2004

DATED: 26.09.2005

Between:

Sri Varalakshmi Agencies, rep by Proprietor,

Sri Kakolapu Appa Rao S/o Krishna Murthy
Oils & General Merchants, R/o D. No. 6-84,

Dulla Village, Kadiayam Mandal,
East Godavari District.

..... PETITIONER

AND

District Supply Officer, Kakinada,

East Godavari District and another.

…**RESPONDENTS**

ORDER:

The petitioner is a Proprietary concern and carrying on business in petroleum products. It was granted Form-B licence on 10.08.1989 under the provisions of Andhra Pradesh Petroleum Products (Licensing & Regulation of Supplies) Order, 1980 and it was renewed from time to time till 31st December, 2003. Thereafter, the petitioner has submitted application along with requisite fee for renewal of licence. However, without considering the same, the second respondent issued the impugned notice dated 05.01.2004 calling upon the petitioner to submit authorisation letter from an oil company and copy of explosive licence along with the application for renewal of Form-B licence, within a period of 15 days from the date of receipt of the said notice. The grievance of the petitioner is that even though its licence was renewed from time to time till 2003, the second respondent issued the impugned notice calling for the said documents and specifying a condition that if the petitioner fails to submit the said documents within 15 days, the licence would be cancelled. Hence, this writ petition.

Heard learned counsel for the petitioner and the learned Government Pleader for Civil Supplies appearing for respondents.

Learned Government Pleader for Civil Supplies states that the petitioner was directed to submit an application in the format as required under “The Solvent, Raffinate and Slop (Acquisition, sale, storage and prevention of use in Auto Mobiles) Order, 2000”, (for short “the order”) but the petitioner failed to submit the same and therefore, the licence of the petitioner could not be renewed.

In view of the above facts and circumstances of the case, without entering into the merits of the case, the writ petition is disposed of directing the petitioner to submit an application to the first respondent as per the Control Order and thereafter the first respondent shall consider the same and pass appropriate orders within a period of two weeks from the date of receipt of the application from the petitioner. No costs.

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26.09.2005

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